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December 9, 2004

Date of Deposit

I hereby certify that this application is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Kelly J. Smith

(Typed or printed name of person mailing application)

Kelly J. Smith

(Signature of person mailing application)

PCT INTERNATIONAL APPLICATION COVER LETTER

Regarding the International Application of:

Docket or Reference Number: SN142 PCT 1

Applicant(s): DOW CORNING CORPORATION

Entitled: FOAM CONTROL COMPOSITIONS

COPY

Corresponding to the following application(s):

| <u>Serial No.</u> | <u>Filing Date</u> | <u>Country</u> |
|-------------------|--------------------|----------------|
| 0329192.9 | 17 DECEMBER 2003 | GB |

To the United States Receiving Office (RO/US):

Accompanying this cover letter is the above-identified International Application, including a completed Request Form PCT/RO/101 and Fee Sheet. Please process the application according to the provisions of the Patent Cooperation Treaty.

Applicant hereby requests a Foreign Transmittal License under 35 USC 184. It is not believed that any section of 35 USC 181 applies.

Respectfully submitted,

James L. DeCesare

James L. DeCesare
Agent for the Applicant(s)
Reg. No. 27,979

Date: December 9, 2004

PCT

REQUEST

The undersigned requests that the present international application be processed according to the Patent Cooperation Treaty.

For receiving Office use only

International Application No.

International Filing Date

Name of receiving Office and "PCT International Application"

Applicant's or agent's file reference
(if desired) (12 characters maximum) SN142 PCT 1

Box No. I TITLE OF INVENTION
FOAM CONTROL COMPOSITIONS

Box No. II APPLICANT

☐ This person is also inventor

Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.)

DOW CORNING CORPORATION
2200 West Salzburg Road
Midland, Michigan 48686-0994
United States of America

Telephone No.

989-496-4235

Facsimile No.

989-496-6354

Teleprinter No.

Applicant's registration No. with the Office

COPY

State (that is, country) of nationality:
US

State (that is, country) of residence:
US

This person is applicant
for the purposes of:

☐ all designated
States

☒ all designated States except
the United States of America

☐ the United States
of America only

☐ the States indicated in
the Supplemental Box

Box No. III FURTHER APPLICANT(S) AND/OR (FURTHER) INVENTOR(S)

Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.)

DELBRESSINNE, Pascal
Rue de la Grande Bruyere, 25
1330 Rixensart
Belgium

This person is:

☐ applicant only

☒ applicant and inventor

☐ inventor only (If this check-box
is marked, do not fill in below.)

Applicant's registration No. with the Office

State (that is, country) of nationality:
BE

State (that is, country) of residence:
BE

This person is applicant
for the purposes of:

☐ all designated
States

☐ all designated States except
the United States of America

☒ the United States
of America only

☐ the States indicated in
the Supplemental Box

☒ Further applicants and/or (further) inventors are indicated on a continuation sheet.

Box No. IV AGENT OR COMMON REPRESENTATIVE; OR ADDRESS FOR CORRESPONDENCE

The person identified below is hereby/has been appointed to act on behalf of the applicant(s) before the competent International Authorities as:

☐ agent

☒ common
representative

Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)

DECESARE, James L.
IP Department - Mail CO1232
Dow Corning Corporation
2200 West Salzburg Road
Midland, Michigan 48686-0994
United States of America

Telephone No.

989-496-4235

Facsimile No.

989-496-6354

Teleprinter No.

Agent's registration No. with the Office

27,979

☐ Address for correspondence: Mark this check-box where no agent or common representative is/has been appointed and the space above is used instead to indicate a special address to which correspondence should be sent.

Continuation of Box No. III FURTHER APPLICANT(S) AND/OR (FURTHER) INVENTOR(S)*If none of the following sub-boxes is used, this sheet should not be included in the request.*

Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.)

HILBERER, Alain
71, rue Armand Beugnies
59245 Recquignies
France

This person is:

- ☐ applicant only
☒ applicant and inventor
☐ inventor only (If this check-box is marked, do not fill in below.)

Applicant's registration No. with the Office

State (that is, country) of nationality:
FR

State (that is, country) of residence:
FR

This person is applicant ☐ all designated States ☐ all designated States except the United States of America ☒ the United States of America only ☐ the States indicated in the Supplemental

Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.)

SAWICKI, George C.
59 Redlands Road
Penarth
Vale of Glamorgan CF64 2WE
Wales, GB

COPY

This person is:

- ☐ applicant only
☒ applicant and inventor
☐ inventor only (If this check-box is marked, do not fill in below.)

Applicant's registration No. with the Office

State (that is, country) of nationality:
GB

State (that is, country) of residence:
GB

This person is applicant for the ☐ all designated States ☐ all designated States except the United States of America ☒ the United States of America only ☐ the States indicated in the Supplemental

Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.)

This person is:

- ☐ applicant only
☐ applicant and inventor
☐ inventor only (If this check-box is marked, do not fill in below.)

Applicant's registration No. with the Office

State (that is, country) of nationality:

State (that is, country) of residence:

This person is applicant for the ☐ all designated States ☐ all designated States except the United States of America ☐ the United States of America only ☐ the States indicated in the Supplemental

Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.)

This person is:

- ☐ applicant only
☐ applicant and inventor
☐ inventor only (If this check-box is marked, do not fill in below.)

Applicant's registration No. with the Office

State (that is, country) of nationality:

State (that is, country) of residence:

This person is applicant for the ☐ all designated States ☐ all designated States except the United States of America ☐ the United States of America only ☐ the States indicated in the Supplemental

☐ Further applicants and/or (further) inventors are indicated on another continuation sheet.

Box No.V DESIGNATIONS

The filing of this request constitutes under Rule 4.9(a), the designation of all Contracting States bound by the PCT on the international filing date, for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents.

However,

- ☐ DE Germany is not designated for any kind of national protection
- ☐ KR Republic of Korea is not designated for any kind of national protection
- ☐ RU Russian Federation is not designated for any kind of national protection

COPY

(The check-boxes above may be used to exclude (irrevocably) the designations concerned in order to avoid the ceasing of the effect, under the national law, of an earlier national application from which priority is claimed. See the Notes to Box No. V as to the consequences of such national law provisions in these and certain other States.)

Box No. VI PRIORITY CLAIM

The priority of the following earlier application(s) is hereby claimed:

| Filing date of earlier application (day/month/year) | Number of earlier application | Where earlier application is: | | |
|---|-------------------------------|---|---|---|
| | | national application: country or Member | regional application: * regional Office | international application: receiving Office |
| item (1) 17 December 2003 (17/12/03) | 0329192.9 | GB | | |
| item (2) | | | | |
| item (3) | | | | |

☐ Further priority claims are indicated in the Supplemental Box.

The receiving Office is requested to prepare and transmit to the International Bureau a certified copy of the earlier application(s) (only if the earlier application was filed with the Office which for the purposes of this international application is the receiving Office) identified above as:

- ☐ all items ☐ item (1) ☐ item (2) ☐ item (3) ☐ other, see Supplemental Box

* Where the earlier application is an ARIPO application, indicate at least one country party to the Paris Convention for the Protection of Industrial Property or one Member of the World Trade Organization for which that earlier application was filed (Rule 4.10(b)(ii)):

Box No. VII INTERNATIONAL SEARCHING AUTHORITY

Choice of International Searching Authority (ISA) (if two or more International Searching Authorities are competent to carry out the international search, indicate the Authority chosen; the two-letter code may be used):

ISA/EP

Request to use results of earlier search; reference to that search (if an earlier search has been carried out by or requested from the International Searching Authority):

Date (day/month/year)

Number

Country (or regional Office)

Box No. VIII DECLARATIONS

The following declarations are contained in Boxes Nos. VIII (i) to (v) (mark the applicable check-boxes below and indicate in the right column the number of each type of declaration):

Number of declarations

- | | | | |
|--|--|---|---|
| <input type="checkbox"/> Box No. VIII (i) | Declaration as to the identity of the inventor | : | |
| <input checked="" type="checkbox"/> Box No. VIII (ii) | Declaration as to the applicant's entitlement, as at the international filing date, to apply for and be granted a patent | : | 1 |
| <input checked="" type="checkbox"/> Box No. VIII (iii) | Declaration as to the applicant's entitlement, as at the international filing date, to claim the priority of the earlier application | : | 1 |
| <input checked="" type="checkbox"/> Box No. VIII (iv) | Declaration of inventorship (only for the purposes of the designation of the United States of America) | : | 3 |
| <input type="checkbox"/> Box No. VIII (v) | Declaration as to non-prejudicial disclosures or exceptions to lack of novelty: | : | |

Box No. VIII (ii) DECLARATION: ENTITLEMENT TO APPLY FOR AND BE GRANTED A PATENT

The declaration must conform to the standardized wording provided for in Section 212; see Notes to Boxes Nos. VIII, VIII (i) to (v) (in general) and the specific Notes to Box No. VIII (ii). If this Box is not used, this sheet should not be included in the request.

Declaration as to the applicant's entitlement, as at the international filing date, to apply for and be granted a patent (Rules 4.17(ii) and 51bis.1(a)(ii)), in a case where the declaration under Rule 4.17(iv) is not appropriate:

In relation to this International Application:

DOW CORNING CORPORATION is entitled to apply for and be granted a patent by virtue of the following:

DOW CORNING S.A. was entitled as employer of the inventors,
 DELBRASSINNE, Pascal of Rue de la Grande Bruyere, 25, 1330 Rixensart, Belgium
 HILBEERER, Alain of 71, rue Armand Beugnies, 59245 Recquignies, France

DOW CORNING LIMITED was entitled as employer of the inventors,
 SAWICKI, George C. of 59 Redlands Road, Penarth, Vale of Glamorgan CF64 2WE, Wales, GB

and

An assignment from DOW CORNING S.A. to DOW CORNING CORPORATION dated December 3, 2004

An assignment from DOW CORNING LIMITED to DOW CORNING CORPORATION dated December 3, 2004

This declaration is made for the purposes of all designations.

COPY

☐ This declaration is continued on the following sheet, "Continuation of Box No. VIII (ii)".

Box No. VIII (iii) DECLARATION: ENTITLEMENT TO CLAIM PRIORITY

The declaration must conform to the standardized wording provided for in Section 213; see Notes to Boxes Nos. VIII, VIII (i) to (v) (in general) and the specific Notes to Box No. VIII (iii). If this Box is not used, this sheet should not be included in the request.

Declaration as to the applicant's entitlement, as at the international filing date, to claim the priority of the earlier application specified below, where the applicant is not the applicant who filed the earlier application or where the applicant's name has changed since the filing of the earlier application (Rules 4.17(iii) and 51bis.1(a)(iii)):

In relation to this International Application,

DOW CORNING CORPORATION, is entitled to claim priority of earlier application

Number 0329190.3

by virtue of the following:

An assignment from
DOW CORNING S.A. dated December 3, 2004
to DOW CORNING CORPORATION.

and

DOW CORNING S.A. is entitled as employer of the inventors
DELBRASSINNE, Pascal
HILBERER, Alain

COPY

An assignment from
DOW CORNING LIMITED dated December 3, 2004
to DOW CORNING CORPORATION.

and

DOW CORNING LIMITED is entitled as employer of the inventor
SAWICKI, George C.

This declaration is made for the purposes of all designations, except the designation of the United States of America.

☐ This declaration is continued on the following sheet, "Continuation of Box No. VIII (iii)".